UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD Washington, D.C.

VERITAS HEALTH SERVICES, INC. d/b/a CHINO VALLEY MEDICAL CENTER

Cases: 31-CA-29713, 31-CA-29714,

31-CA-29715, 31-CA-29716,

31-CA-29717, 31-CA-29738,

and 31-CA-29745, 31-CA-29749,

31-CA-29768, 31-CA-29769, 31-CA-29786, 31-CA-29936,

31-CA-29965 and 31-CA-29966

UNITED NURSES ASSOCIATIONS OF CALIFORNIA/UNION OF HEALTH CARE PROFESSIONALS, NUHHCE, AFSCME, AFL-CIO

OPPOSITION TO RESPONDENT'S MOTION TO STAY PROCEEDINGS

On April 11, 2012, Veritas Health Services Inc., d/b/a Chino Valley Medical Center ("Respondent") filed its Motion to Stay All Proceedings Pending Proper Appointment of New Members Establishing a Valid Quorum ("Motion to Stay Proceedings). Counsel for the Acting General Counsel opposes this motion.

In similar circumstances, the Board has found that it is not appropriate for it to decide whether Presidential appointments are valid. Instead, the Board applies the well-settled "presumption of regularity support[ing] the official acts of public officers in the absence of clear evidence to the contrary." *Lutheran Home at Moorestown*, 334 NLRB 340, 341 (2001), citing *U.S. v. Chemical Foundation*, 272 U.S. 1, 14-15 (1926). See also

Center for Social Change, Inc., 358 NLRB No. 24, slip op. at 24 (2012). Given this presumption of regularity supporting the official acts of public officers, there is no reason to stay these proceedings.

CONCLUSION

For the foregoing reasons, Counsel for the Acting General Counsel respectfully requests that Respondent's Motion to Stay Proceedings be denied.

Dated at Los Angeles, California, this 16th day of April, 2012.

Joanna F. Silverman, Esq.

Counsel for the Acting General Counsel

National Labor Relations Board

Region 31

11150 West Olympic Blvd., Suite 700

Los Angeles, CA 90064

Re: VERITAS HEALTH SERVICES, INC. d/b/a

CHINO VALLEY MEDICAL CENTER

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31-CA-29965, 31-CA-29966

CERTIFICATE OF SERVICE

I hereby certify that I served the attached copy of the **OPPOSITION TO RESPONDENT'S MOTION TO STAY PROCEEDINGS** on the parties listed below on the 16th day of April, 2012.

VIA E-FILE

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